

Message Text

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ACTION ACDA-12

INFO OCT-01 EUR-12 IO-13 ISO-00 CIAE-00 DODE-00 PM-05
H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01
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P 311402Z JAN 78
FM USMISSION GENEVA
TO SECSTATE WASHDC PRIORITY 5316
INFO AMEMBASSY MOSCOW

C O N F I D E N T I A L SECTION 01 OF 02 GENEVA 01414

CW MESSAGE NO.17

E.O. 11652: GDS
TAGS: PARM US UR
SUBJECT: US-USSR NEGOTIATIONS ON CHEMICAL WEAPONS,
ROUND SEVEN: TEXTS OF REVISED SOVIET DRAFT ARTICLES ON
GENERAL PROVISIONS

1. SOVIET DEL PRESENTED REVISED DRAFTS OF SEVEN
ARTICLES RELATED TO GENERAL PROVISIONS OF A CONVENTION
PROHIBITING CHEMICAL WEAPONS DURING US-USSR NEGOTIATIONS
ON JANUARY 17. US DEL TRANSLATION OF SOVIET DRAFT
ARTICLES FOLLOWS:

2. BEGIN TEXT: ARTICLE XVIII - NOTHING IN THIS
CONVENTION SHALL BE INTERPRETED AS IN ANY WAY LIMITING
OR DETRACTING FROM THE OBLIGATIONS ASSUMED BY ANY STATE
UNDER THE GENEVA PROTOCOL OF 17 JUNE 1925 FOR THE
PROHIBITION OF THE USE IN WAR OF ASPHYXIATING, POISON-
OUS OR OTHER GASES, AND OF BACTERIOLOGICAL METHODS OF
WARFARE, UNDER THE CONVENTION ON THE PROHIBITION OF THE
DEVELOPMENT, PRODUCTION AND STOCKPILING OF BACTERIOLOGICAL
(BIOLOGICAL) AND TOXIN WEAPONS AND ON THEIR DESTRUCTION,
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AS WELL AS UNDER THE CONVENTION ON THE PROHIBITION OF
MILITARY AND ANY OTHER HOSTILE USE OF ENVIRONMENTAL
MODIFICATION TECHNIQUES.

3. BEGIN TEXT: ARTICLE XIX - THIS CONVENTION SHALL BE
IMPLEMENTED IN A MANNER DESIGNED TO AVOID HAMPERING THE
ECONOMIC OR TECHNOLOGICAL DEVELOPMENT OF STATES PARTIES

TO THE CONVENTION OR INTERNATIONAL COOPERATION IN THE
FIELD OF PEACEFUL CHEMICAL ACTIVITIES.

4. BEGIN TEXT: ARTICLE XX - (1) EACH STATE PARTY MAY
PROPOSE AMENDMENTS TO THIS CONVENTION. THE TEXT OF
EACH PROPOSED AMENDMENT SHALL BE SUBMITTED TO THE
DEPOSITARY, WHO SHALL PROMPTLY CIRCULATE IT TO ALL
STATES PARTIES.

(2) AN AMENDMENT SHALL ENTER INTO FORCE FOR EACH STATE
PARTY ACCEPTING THE AMENDMENT UPON THE DEPOSIT WITH THE
DEPOSITARY OF INSTRUMENTS OF ACCEPTANCE BY A MAJORITY
OF STATES PARTIES, INCLUDING PERMANENT MEMBERS OF THE
SECURITY COUNCIL. THEREAFTER, IT SHALL ENTER INTO
FORCE FOR ANY REMAINING STATE PARTY ON THE DATE OF
DEPOSIT OF ITS INSTRUMENTS OF ACCEPTANCE.

5. BEGIN TEXT: ARTICLE XXI - EIGHT YEARS AFTER THE
ENTRY INTO FORCE OF THIS CONVENTION, A CONFERENCE OF
THE STATES PARTIES TO THE CONVENTION SHALL BE CONVENED
AT TO REVIEW THE OPERATION OF THIS CONVENTION,
WITH A VIEW TO ENSURING THAT THE PURPOSES OF THE
PREAMBLE AND THE PROVISIONS OF THE CONVENTION ARE BEING
REALIZED. SUCH REVIEW SHALL TAKE INTO ACCOUNT ANY NEW
SCIENTIFIC AND TECHNOLOGICAL DEVELOPMENTS RELEVANT TO
THE CONVENTION.
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6. BEGIN TEXT: ARTICLE XXII - (1) THIS CONVENTION
SHALL BE OF UNLIMITED DURATION.

(2) EACH STATE PARTY TO THIS CONVENTION SHALL, IN
EXERCISING ITS NATIONAL SOVEREIGNTY, HAVE THE RIGHT TO
WITHDRAW FROM THE CONVENTION IF IT DECIDES THAT EXTRA-
ORDINARY EVENTS RELATED TO THE SUBJECT MATTER OF THE
CONVENTION HAVE JEOPARDIZED THE SUPREME INTERESTS OF
ITS COUNTRY. IT SHALL GIVE NOTICE OF SUCH WITHDRAWAL
TO ALL OTHER STATES PARTIES TO THE CONVENTION AND TO
THE UNITED NATIONS SECURITY COUNCIL IN ADVANCE.
SUCH NOTICE SHALL INCLUDE A STATEMENT OF THE EXTRA-
ORDINARY EVENTS IT REGARDS AS HAVING JEOPARDIZED ITS
SUPREME INTERESTS.

7. BEGIN TEXT: ARTICLE XXIII - (1) THIS CONVENTION
SHALL BE OPEN TO ALL STATES FOR SIGNATURE. ANY STATE
WHICH DOES NOT SIGN THE CONVENTION BEFORE ITS ENTRY
INTO FORCE IN ACCORDANCE WITH PARAGRAPH 3 OF THIS
ARTICLE MAY ACCEDE TO IT AT ANY TIME.

(2) THIS CONVENTION SHALL BE SUBJECT TO RATIFICATION BY SIGNATORY STATES. INSTRUMENTS OF RATIFICATION AND INSTRUMENTS OF ACCESSION SHALL BE DEPOSITED WITH THE SECRETARY-GENERAL OF THE UNITED NATIONS.

(3) THIS CONVENTION SHALL ENTER INTO FORCE AFTER THE DEPOSIT OF INSTRUMENTS OF RATIFICATION BY GOVERNMENTS, INCLUDING GOVERNMENTS OF STATES PERMANENT MEMBERS OF THE SECURITY COUNCIL.

(4) FOR THOSE STATES WHOSE INSTRUMENTS OF RATIFICATION

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OR ACCESSION ARE DEPOSITED SUBSEQUENT TO THE ENTRY INTO FORCE OF THIS CONVENTION, IT SHALL ENTER INTO FORCE ON THE DATE OF THE DEPOSIT OF THEIR INSTRUMENTS OF RATIFICATION OR ACCESSION.

(5) THE DEPOSITARY SHALL PROMPTLY INFORM ALL SIGNATORY OR ACCEDING STATES OF THE DATE OF EACH SIGNATURE, THE DATE OF DEPOSIT OF EACH INSTRUMENT OF RATIFICATION OR OF ACCESSION AND THE DATE OF THE ENTRY INTO FORCE OF THIS CONVENTION, AS WELL AS OF THE RECEIPT OF OTHER NOTICES.

(6) THIS CONVENTION SHALL BE REGISTERED BY THE DEPOSITARY IN ACCORDANCE WITH ARTICLE 102 OF THE CHARTER OF THE UNITED NATIONS.

8. BEGIN TEXT: ARTICLE XXIV - THIS CONVENTION, OF
WHICH THE ARABIC, CHINESE, ENGLISH, FRENCH, RUSSIAN AND
SPANISH TEXTS ARE EQUALLY AUTHENTIC, SHALL BE DEPOSITED
WITH THE SECRETARY-GENERAL OF THE UNITED NATIONS, WHO
SHALL TRANSMIT DULY CERTIFIED COPIES OF THE CONVENTION
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TO THE GOVERNMENTS OF THE SIGNATORY AND ACCEDING
STATES. END TEXT. VANDEN HEUVEL

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